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November 15, 2007

## **VIA HAND & E-MAIL DELIVERY**

The Honorable Mark Filip United States District Court for the Northern District of Illinois 219 South Dearborn Street Chicago, IL 60604

Re: CaremarkPCS Health, L.P. v. Walgreen Co., No. 07 C 6272

Dear Judge Filip:

To ensure compliance with Fed. R. Civ. P. 65(d), plaintiff CaremarkPCS Health, L.P. ("Caremark") respectfully submits the enclosed proposed Temporary Restraining Order reflecting the Court's rulings at the hearing on November 13, 2007. See Blue Cross and Blue Shield Assn. v. American Express Co., 467 F.3d 634, 636-37 (7th Cir. 2007) ("[Rule 65(d)] is an old rule, easy to understand and easy to follow; that it should be ignored repeatedly by both the judge and counsel in large-stakes commercial litigation is unfathomable.").

Counsel for Caremark provided the enclosed proposed Temporary Restraining Order to counsel for Walgreen Co. ("Walgreens") last evening. Counsel for Walgreens told me this afternoon that they have not determined whether they will object to the proposed Order and will advise the Court separately of Walgreens' position.

Very truly yours,

Peter J. Nocoras

Attorney for Plaintiff CaremarkPCS Health, L.P.

Enclosure

cc: Andrew B. Bloomer, counsel for Defendant Walgreen Co. (via e-mail, w/ enclosure) Michael A. Duffy, counsel for Defendant Walgreen Co. (via e-mail, w/ enclosure)